

**AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office July 8, 2004

Returned to applicant for correction July 27, 2004

Corrected application filed AUG13 2004

Map filed AUG 13 2004 under 71426

The applicant **Elko Land and Livestock Company** hereby makes application for permission to change the **Point of Diversion and Manner of Use and Place of Use of a portion** of water heretofore appropriated under **Permit 34770**

1. The source of water is **Underground**
2. The amount of water to be changed **3.79 cfs**
3. The water to be used for **Industrial (Power Generation) Purposes**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **T.S. Ranch – Mack Creek Well 13 within the SW¼ NE¼, Section 10, T33 N, R49 E, M.D.M., at a point from which the NW corner of Section 02, T33N, R49E, M.D.M. bears N13°49'23" E a distance of 8111 feet.**
6. The existing permitted point of diversion is located within **T.S. Ranch – Mack Creek Well 11 within the SW¼ SW¼, Section 3, T33 N, R49 E, M.D.M., at a point from which the SW corner of said Section 03 bears S 88°41'53" W a distance of 880.23 feet.**
7. Proposed place of use **Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County**
8. Existing place of use **S½NW¼, lot 3, lot 4, SW¼, Section 01; Section 02; S½, Section 03; E½, Section 09; Sections 10 and 11; W½, Section 12; NW¼, Section 13; Sections 14 and 15; E½, Section 16; NE¼, Section 22; W½, NE¼, Section 23, T33N, R49E, M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.**
12. Estimated cost of works **\$1,000,000 (one million dollars)**
13. Estimated time required to construct works **four years**
14. Estimated time required to complete the application of water to beneficial use **ten years**
15. Remarks:

REFER TO TS POWER PLANT MAP 4

71436

By Paul M. Pettit, Manager of Environmental Compliance and Hydrology
s/ Paul M. Pettit
Environmental Department, PO Box 669
Carlin, Nevada 89822

WITHDRAWN BY APPLICANT DEC 22 2004

Compared sc/sam

Justin Ricci, P.E. STATE ENGINEER
sam

Protested _____
